The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

JAN 1 0 2007

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

PAT. & T.M. OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte AVI J. ASHKENAZI, DAVID BOTSTEIN, LUC DESNOYERS,
DAN L. EATON, NAPOLEONE FERRARA, ELLEN FILVAROFF,
SHERMAN FONG, WEI-QIANG GAO, HANSPETER GERBER,
MARY E. GERRITSEN, AUDREY GODDARD, PAUL J. GODOWSKI,
J. CHRISTOPHER GRIMALDI, AUSTIN L. GURNEY,
KENNETH J. HILLAN, IVAR J. KLJAVIN, JENNIE P. MATHER, JAMES PAN,
NICHOLAS F. PAONI, MARGARET ANN ROY, TIMOTHY A. STEWART,
DANIEL TUMAS, P. MICKEY WILLIAMS, and WILLIAM I. WOOD

Application No. 09/904,877

ORDER DISMISSING APPEAL

On August 3, 2005, appellants filed a Notice of Appeal. On January 4, 2007, appellants filed a communication requesting that this application be withdrawn.

Accordingly, it is

ORDERED that the appeal filed August 3, 2005, is dismissed.

The application is being returned to the examiner for further action as may be appropriate.

BOARD OF PATENT APPEALS AND INTERFERENCES

Dale M. Shaw

Deputy Chief Appeals Administrator

(571)272-9797

DMS/lbg

HELLER EHRMAN, LLP 275 MIDDLEFIELD ROAD MENLO PARK, CA 94025-3506